

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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LUIS JAIME,

Plaintiff,

24 Civ. 266 (DEH) (GS)

-against-

ORDER

NEW YORK STATE OFFICERS,
et al.,

Defendants.

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GARY STEIN, United States Magistrate Judge:

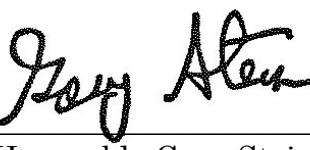
By Order dated February 14, 2024, the Court granted Plaintiff's application to proceed *in forma pauperis* ("IFP"). (Dkt. No. 5). He is therefore entitled to rely on the Court and the U.S. Marshals Service to effect service on Defendants. *See* 28 U.S.C. § 1915(d); Fed. R. Civ. P. 4(c)(3); *see also* Dkt. No. 7 at 2.

On March 24, 2025, the Office of the Attorney General ("OAG") informed the Court that one of the named defendants, Senior Court Officer Pasquale Cugliandro, retired several months ago and thus, the attempt to serve him at the criminal courthouse was ineffective. (See Dkt. No. 33). The OAG has provided Defendant Cugliandro's current address. The Clerk of Court is therefore instructed to fill out a U.S. Marshals Service Process Receipt and Return form (USM-285 form) for Defendant Pasquale Cugliandro using the address appended to this Order. The Clerk is further instructed to issue summonses and deliver to the Marshals Service all of the paperwork necessary for the Marshals Service to effect service upon Defendants.

If the second amended complaint is not served within 90 days after the date the summons is issued, Plaintiff should request an extension of time for service. *See Meilleur v. Strong*, 682 F.3d 56, 63 (2d Cir. 2012) (holding that it is the plaintiff's responsibility to request an extension of time for service).¹ Plaintiff also must notify the Court if his address changes, and the Court may dismiss the action if Plaintiff fails to do so.

SO ORDERED.

DATED: New York, New York
March 25, 2025



The Honorable Gary Stein
United States Magistrate Judge

¹ Although Fed. R. Civ. P. 4(m) generally requires that a summons be served within 90 days of the date the complaint is filed, the Court extends the time to serve Defendants until 90 days after the date the summons is issued because Plaintiff is now proceeding IFP.

SERVICE ADDRESS APPLICABLE TO ALL DEFENDANTS

1. Senior Court Officer Pasquale Cugliandro
70 Coachlight Square,
Montrose, NY 10548